

04772 U.S. PTO
031504

ATTORNEY DOCKET N°: DEL 03-4-3
EXPRESS MAIL LABEL N°: EV 380 207 225 US

PATENT
22386 U.S. PTO
10/801066
031504

NON-PROVISIONAL PATENT APPLICATION TRANSMITTAL LETTER

MAIL STOP PATENT APPLICATION
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

Transmitted herewith for filing is the patent application of:

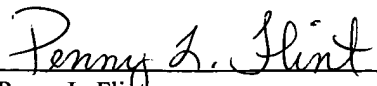
INVENTORS:

| | | |
|--|---|--|
| Jaime E. Garcia 143 Brookstone Place Jackson, TN 38305 Citizen of United States | Craig Carrol 45 Timberline Drive Milan, TN 38358 Citizen of United States | Kathy Dekeyser P.O. Box 3754 Jackson, TN 38303 Citizen of United States |
| Matt Ros 143 Barrett Place Jackson, TN 38305 Citizen of United States | Jeffrey Weston 529 Gettysburg Drive Jackson, TN 38305 Citizen of United States | |

Title: **RIVING KNIFE ASSEMBLY**

CERTIFICATION UNDER 37 C.F.R. §1.10

I hereby certify that this Non-provisional Patent Application Transmittal and the documents referred to as enclosed therein are being deposited with the United States Postal Service on this date, March 15, 2004 in an envelope as "Express Mail Post Office to Addressee", Mailing Label N° EV 380 207 225 US, with sufficient postage, addressed to: MS Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Penny L. Flint

DATED: March 15, 2004

1. Type of Application

This is a Non-provisional Application.

2. **Benefit of Prior U.S. Application(s)** (35 U.S.C. § 119(e))

| <u>USSN</u> | <u>Filing Date</u> | <u>Inventor(s)</u> | <u>Status</u> |
|-------------|--------------------|--------------------|---------------|
| 60/455,074 | 03/14/2003 | DeKeyser, et al. | Pending |

3. **Papers Enclosed That Are Required for Filing Date under 37 C.F.R. §1.53(b) (Regular) or 37 C.F.R. §1.153 (Design) Application**

Twenty-seven (27) Pages of Specification;
Eight (8) Pages of Claims;
One (1) Page of Abstract; and
Seven (7) Sheets of Drawing Figures.

4. **Additional Papers Enclosed**

Request and Certification Under 35 U.S.C. 122(b)(2)(B)(i) is attached.

5. **Declaration or Oath**

Unsigned Declaration and Power of Attorney is attached.

6. **Inventorship Statement**

The inventorship for all the claims in this application are the same.

7. **Language**

English.

8. **Assignment**

None.

9. **Certified Copy**

None are required.

10. Fee Calculation (37 C.F.R. §1.16)

BASIC FEE

| | | |
|--------------|----------|----------|
| Standard Fee | \$770.00 | \$770.00 |
|--------------|----------|----------|

EXCESS CLAIM FEE

| | | | | | | |
|------------------------|----|-----|---|---|----------|---------|
| TOTAL OVER TWENTY | 24 | -20 | 0 | 4 | \$18.00 | \$72.00 |
| INDEPENDENT OVER THREE | 4 | -3 | 0 | 1 | \$86.00 | \$86.00 |
| MULTIPLE DEPENDENT | | | | | \$290.00 | \$0.00 |

| | | |
|----------------------------|---------|--------|
| ASSIGNMENT RECORDATION FEE | \$40.00 | \$0.00 |
|----------------------------|---------|--------|

| | | |
|--------------------------|--|-------------------------------|
| TOTAL FILING FEES | | <u><u>\$928.00</u></u> |
|--------------------------|--|-------------------------------|

11. Small Entity Status-Applicant **does not** request small entity status under 37 C.F.R. § 1.27.

12. Request for International - Type Search (37 C.F.R. §1.104(d))

None required.

NO FILING FEE IS BEING MADE AT THIS TIME.

This and the Surcharge Required by 37 C.F.R. §1.16(e) May Be Paid Subsequently.

Please direct all correspondence and telephone calls to:


CUSTOMER NO. 23531
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DATED: March 15, 2004.

Respectfully submitted,

Jaime E. Garcia et al.,
Delta International Machinery Corp.,

By


R. Christopher Rueppell
Reg. N° 47,045

This Transmittal Ends With This Page.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

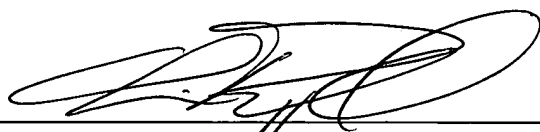
In re Application of : Jaime E. Garcia, et al.
Express Mail N° : EV 380 207 225 US
Filed : March 15, 2004
For : **RIVING KNIFE ASSEMBLY**

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**REQUEST AND CERTIFICATION
UNDER 35 U.S.C. 122(b)(2)(B)(i)**

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

Dated: March 15, 2004



R. Christopher Rueppell
Reg. N° 47,045
CUSTOMER NO. 23531

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**